

GOVERNMENT OF ANDHRA PRADESH .

ABSTRACT

Establishment - Horticulture Department - Sanction of minimum Last Grade time scale ie., Basic + D.A. to the 15 casual labourers working in Government Gardens wing, Office of the Deputy Director of Horticulture, Andhra Pradesh, Hyderabad. - Orders - Issued.

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AGRICULTURE AND COOPERATION (HORTI.) DEPARTMENT

G.O.Ms.No. 80

Dated::28 -2-2009.

Read:-

From COH,AP.,Hyd.Lr.No.GG/Estd./5763/DDH/2006, dt. 12.2008

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ORDER:-

In the reference read above, the Commissioner of Horticulture, Andhra Pradesh, Hyderabad, has informed that, initially the Tank Bund Gardens were laid during the year 1986 and the development and its maintenance was done by the Horticulture Department by engaging casual labourers the wages were paid by the R&B Department. Subsequently, the Tank Bund Gardens were handed over to the MCH for maintenance as per G.O.Ms.No. 146, TR&B(Roads.I) Department, dated 7.6.1994 and (30) casual labourers were transferred to Horticulture Department. Out of (30) casual labourers 5 casual labourers have left the service and the services of 10 casual labourers were regularized by the Government vide G.O.Ms.No. 272 of A&C(Horti.) Department, dated 24.10.2004, as they have fulfilled the conditions under G.O.Ms.No.212, Finance & Planning (FWPC) Department, dt. 22.4.1994. The services of the remaining (15) casual labourers could not be regularized as they did not fulfill the conditions stipulated in G.O.Ms.No. 212, Finance & Planning (FWPC) Department, dt. 22.4.1994 .

2. The Commissioner of Horticulture, Andhra Pradesh, Hyderabad, has further informed that, the casual labourers have approached Hon'ble A.P. Administrative Tribunal and the Hon'ble A.P. Administrative Tribunal, while allowing the admission of OA vide No.1434/2001, directed the respondents to regularize the service of the casual labourers as and when they complete (5) years of service, provided they were to be in service on the cut off date ie., 25.11.1993 as per the provision of Act, fulfilling the conditions of G.O.Ms.No. 212, dt. 22.4.1994, irrespective of the fact whether they have completed (5) years of service as on 25.11.1993. Further, Government have filed a Writ Petition in A.P. High Court and the said case has been tagged on to the case of Smt.Venkata Kumari Vs. AP Social Welfare Residential Educational Society filed vide SLP No.4472 of 2002, which is pending decision from Supreme Court of India. They also filed a case in AP High Court vide WP No.6883/2001 for payment of their wages as per SSR of R&B Department and which pending in AP High Court for final hearing.

3. The Commissioner of Horticulture, AP.,Hyd., has stated that, recently orders were issued in G.O.Ms.No. 286, A&C(Agri.III) Department dt. 8.10.2008, while sanctioning the minimum last grade time scale ie., Basic +DA to the casual labourers who are working in ANGRAU before the cut off date ie., 25.11.1993. Keeping in view the length of services of the casual labourers of the Government Gardens Wing for about 16 to 18 years and the increased cost of living in twin cities and pending final outcome of the cases pending before the Hon'ble Courts, the Commissioner of Horticulture, Andhra Pradesh, Hyderabad, has requested, to sanction the minimum last grade time scale ie., Basic + DA to the 15 casual labourers who are working in Government Gardens Wing O/o the Deputy Director of Horticulture, on par with the casual labourers working in ANGRAU vide G.O.Ms.No.286, A&C(Agri.III) Department, dt. 8.10.2008, as the casual labourers are working in this department before the cut off date ie., 25.11.1993.

4. Government, after careful examination, hereby accord sanction for allowing minimum last Grade time scale ie., Basic + D.A. to the 15 Casual Labourers who are working in Government Gardens wing Office of the Deputy Director of Horticulture, Andhra Pradesh, Hyderabad, subject to condition that the court cases have to be withdrawn by the individuals and the expenditure should be within the budget provision. These orders shall come into force with effect from 23.2.2009.

5. The Commissioner of Horticulture, Andhra Pradesh, Hyderabad, shall take further necessary action in the matter and send compliance report to Government, immediately.

6. This order issues with the concurrence No. 38118/622/A1/PC-III/08, dt. 28.1.2008.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

DR.S.CHELLAPPA,
APC & PRL.SECRETARY TO GOVT.ATM.

To

The Commissioner of Horticulture, Andhra Pradesh, Hyderabad.

The Individuals through Commissioner of Horticulture, Andhra Pradesh, Hyderabad.

The Accountant General, Andhra Pradesh, Hyderabad.

The Pay and Accounts Officer, Andhra Pradesh, Hyderabad.

The Director of Treasuries & Accounts, Andhra Pradesh, Hyderabad.

The District Treasury Officer, Hyderabad.

Copy to:

The P.S. to Spl.Secy. to CM.

The P.S. to M(Agri. & Horti.)

The P.S. to APC & Prl.Secy.to Govt.,ATM.

The Finance (PC.III) Department.

SC/SF.

//forwarded by order//

SECTION OFFICER